

United States District Court

For the Northern District of California

Pursuant to Civil Local Rule 7-1(b), the Court takes Defendant's Motion to Dismiss under submission without oral argument. Accordingly, the hearing currently scheduled for March 5, 2007 is VACATED.

20 || Dated: February 28, 2007



JAMES WARE
United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

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7 **Dated: February 28, 2007**

Richard W. Wieking, Clerk

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By: /s/ JW Chambers

**Elizabeth Garcia
Courtroom Deputy**

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